IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 15TH JUNE 2007 / 25TH JYAISHTA 1929

WP(C).No. 16613 of 2004(C)

PETITIONER:

INDIAN AIRLINES LIMITED,
AIRLINES HOUSE, 113, GURUDWARA,
RAKABAGANJ ROAD, NEW DELHI-110 001,
REPRESENTED BY ITS AREA MARKETING MANAGER,
(OFFICIATING), MR.P.T.G. KUTTY.

BY ADV. SRI.E.K.NANDAKUMAR,
SRI.A.K.JAYASANKAR NAMBIAR,
SMT.PRIYA MAHESH,
SMT.PRIYA MANJOORAN.

RESPONDENTS:

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1. **AIR CORPORATIONS' EMPLOYEES UNION,**
   AIRLINES HOUSE, 113, GURUDWARA RAKABAGANI ROAD,
   NEW DELHI-1, REPRESENTED BY ITS REGIONAL
   SECRETARY, MR.S.RAJKUMAR, AIRLINES HOUSE,
   MEENAMPAKKOM, CHENNAI-600 027.

2. **THE STATION REPRESENTATIVE,**
   AIR-CORPORATIONS' EMPLOYEES UNION, TRIVANDRUM
   INTERNATIONAL AIRPORT, TRIVNDRUM.

3. **THE STATION REPRESENTATIVE,**
   AIR-CORPORATIONS' EMPLOYEES UNION,
   COCHIN INTERNATIONAL AIRPORT,
   NEDUMBASSERY.

W.P.(C). NO.16613/2004:

4. THE STATION REPRESENTATIVE,
AIR-CORPORATIONS' EMPLOYEES UNION,
CALICUT AIRPORT, KARIPUR, CALICUT.

5. THE REGIONAL LABOUR COMMISSIONER
(CENTRAL), KENDRIYA SHRAM SADAN,
DOLIMUGHAL, KAKKANAD, COCHIN.

BY ADV. SRI.ASOK M.CHERIAN,
SRI.K.L.NARASIMHAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 15/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.16613/2004:

APPENDIX

PETITIONER'S EXHIBIT:

EXT.P.1: COPY OF THE SETTLMENT DTD. 23RD MARCH 2004 WITH ITS ANNEXURES.

RESPONDENT'S EXHIBIT:

EXT.R2.A: COPY OF THE O.M. W-13017/1/2003-ILA S (IV) DTD. 25/02/02 WITH COVERING LETTER.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

W.P. (C). NO. 16613 OF 2004

Dated this the 15th day of June, 2007.

J U D G M E N T

This writ petition is filed with the following prayers.

> i) issue a writ of mandamus or other appropriate writ, order or direction forbearing the respondents 1 to 4 from resorting to any illegal strike.
>
> ii) issue a writ of mandamus or other appropriate writ, order or direction directing the 5th respondent to take action against respondents 1 and 2 for the illegal strike and violation of settlement committed by them.

2. Since the petitioner has sought for a writ of mandamus and in view of the intervening developments in case the petitioner has still any grievances left, they may approach the 5th respondent, in which case, appropriate action will be taken in accordance with law.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp